

1 JOHN C. PERRY

Attorney

2 1309 W Dean Ave. Suite 101

3 Spokane, Washington 99203

(509) 328-2188

4 UNITED STATES DISTRICT COURT

5 FOR THE EASTERN DISTRICT OF WASHINGTON

6
7 UNITED STATES OF AMERICA,

) Case No: CR-14CR-00168-TOR-2

8 Plaintiff,

)

9 vs.

)

10 BRENDA SUE LYNCH

) DECLARATION IN SUPPORT OF
) NOTICE OF INTENT TO FILE REPLY
) MEMORANDUM ON HEARING DATE

11 Defendant

)

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17 John C. Perry, being fully aware of the penalties for perjury in the State of
18 Washington, Declares as follows:

19 I am the appointed counsel for Defendant, Brenda Lynch in this matter.
20 Pending before the Court is Ms. Lynch's motion for withdrawal of her guilty plea. On
21 December 10, 2015 the Court ordered the government to respond by December 17, 2015 and
22 Ms.. Lynch to file her reply if any, pursuant to the local rule. The court stated it would hear the
23 motion without oral argument on December 28. No filing by the Government showed up on
24 the ECF system and on Monday, December 21, 2015, and I received by mail a 19 page
25 memorandum accompanied by voluminous attachments filed under seal on December 17.
26 The local rule applicable to response memoranda in criminal provides that the response shall
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28 DECLARATION IN SUPPORT OF
29 NOTICE OF INTENT TO FILE REPLY
30 MEMORANDUM ON HEARING DATE

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1 be filed within seven days (LR 7.1). Given the approaching Christmas holiday, I will need all
2 7 days to prepare my response. Therefore my response will be filed on the date set for the
3 hearing, December, 28, 2015.

4 I affirm that the information contained in this Declaration is true and correct.
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7 Dated this 22nd day of December, 2015 at Spokane, Washington
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9 /s/

10 John C. Perry WSBA 16041

11 Attorney for Defendant
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CERTIFICATION OF SERVICE

I HEREBY CERTIFY that on December 22, 2015, I electronically filed foregoing with the Clerk of Court using the CM/ECF system which will send notice of such filing to the following: George JC Jacobs III, Assistant United States Attorney.

Dated this 22nd day of December, 2015

/s/ John C. Perry
Attorney for Defendant

DECLARATION IN SUPPORT OF
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MEMORANDUM ON HEARING DATE

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